

At a regular meeting of the Board of Trustees of the Village of Morrisville held the 8th day of October, 2015, at the Town of Eaton Offices, 35 Cedar Street, there were:

Present:	Margaret Brody	Deputy Mayor
	Emily Marshall	Trustee
	Kathleen Roher	Trustee
	Allen Noel	Trustee
	James Stokes	Attorney
	Amy Will	Clerk-Treasurer

Absent: Mark Shepard Mayor

Others: Judy Scholefield, Tracy Scholefield, Joseph Giusti, Michael Higgins, residents; David Crane of Mang Insurance; and Derrick Wilcox of Delaware Engineering.

Deputy Mayor Brody called the meeting to order at 7:04 p.m. with the Pledge of Allegiance.

Minutes of the September 3, 2015 meeting were reviewed. Trustee Noel made a motion to approve the minutes as written, seconded by Trustee Roher, all ayes. Motion carried.

Mang Insurance Agency Presentation: David Craine presented the board with the village insurance policy renewal and reviewed the same. He also provided a quotation for a cyber-security policy, as requested. The board discussed village properties which are located in the flood zone. Trustee Marshall requested that Mr. Craine check about the old jail on the corner of Mill Street and Jefferson; she believes this property is within the flood zone.

Public Hearing Regarding a Local Law to Amend Chapter 169 (Vehicles & Traffic): Deputy Mayor Brody opened the public hearing at 7:32 p.m. It was noted that this local law will correct the error with Union Street and will allow parking on one side of East Maple Avenue.

Deputy Mayor Brody closed the public hearing at 7:38 p.m.

Trustee Marshall made a motion to adopt Resolution Number 15-22, seconded by Trustee Noel. Roll call vote as follows: Trustee Noel, aye; Trustee Roher, aye; Trustee Marshall, aye; Trustee Brody, aye. Motion carried.

**RESOLUTION NO. 15-22
OF THE BOARD OF TRUSTEES
OF THE VILLAGE OF MORRISVILLE**

A RESOLUTION ADOPTING A LOCAL LAW
TO MODIFY PARKING RESTRICTIONS LISTED IN SCHEDULE XII OF CHAPTER 169
OF THE CODE OF THE VILLAGE OF MORRISVILLE

WHEREAS, upon notice duly published and posted as required, a public hearing on the adoption of a proposed local law No. 5 of the year 2015 of the Village of Morrisville to modify parking restrictions in the Village of Morrisville was held by the Board of Trustees on October 8, 2015, and

WHEREAS, the adoption of this local law is not an action that may have an effect on the environment as defined by the implementing regulations of the New York State Environmental Quality Review Act, and is therefore not an action subject to SEQRA.

NOW, THEREFORE, IT IS HEREBY RESOLVED as follows:

After due deliberation, the Board finds it in the best interest of the Village of Morrisville to adopt this local law, and does hereby adopt this local law. The Village Clerk is hereby directed to enter said Local Law in

the minutes of this meeting and in the Local Law Book of the Village of Morrisville, and to give due notice of the adoption of said Local Law to the Secretary of State.

Code Enforcement Report: Mr. Sutton provided a written report for board review.

Deputy Mayor Brody questioned whether the burn permit for Toomath's property at 12 Union Street was rescinded. She was contacted by Madison County Sheriff's Department regarding this permit and confirmed that the students burned pallets. She stated that she would like to consider revising the regulations so that students cannot obtain a burn permit, or property owners where students reside. Tracy Scholefield spoke regarding 12 Union Street. She said the students have had two fires so far, and both were minimal. She said there may have been cause for concern if the fires were later at night when more drinking had taken place. Ms. Scholefield stated that the students did not burn the pallets. When the pallets were moved onto the property she was concerned they were going to burn them so she questioned the students. They indicated they were planning to make furniture out of them.

DPW Report: Trustee Roher made a motion authorizing Ray Heh and Dave Pushlar's attendance at the 10/15/15 CNY Water Works Conference at a cost not to exceed \$25.00 per person, with the Village Treasurer authorized to pay such registration fee, seconded by Trustee Noel, all ayes. Motion carried.

The board reviewed two quotes for tree trimming. Trustee Roher noted concern regarding a willow tree located on Route 20 near the walking bridge to Callahan Drive. The tree is rotten in the center and one of the leaders is broken and hanging on wires. Mr. Heh contacted Frontier who stated they wouldn't take action until the wires were down. Mr. Heh then contacted NYS DOT who said they weren't going to take it down because of the expense and that the tree was "given" to the village. Trustee Roher said the two quotes before the board include an amount to remove the willow tree. Attorney Stokes advised the board that they have no authority to remove the tree. Trustee Marshall suggested that a letter be issued to NYS DOT advising them of the situation. Trustee Noel made a motion to accept the quotation from Cresswell Brothers, Inc. in the amount of \$1,100 for the trees located on South Street and Reservoir Road, seconded by Trustee Roher, all ayes. Motion carried.

Waste Water Report: Trustee Noel indicated that Mr. Cunningham will attend the November meeting to discuss plant modifications being made to keep the cold air out.

Trustee Noel discussed the results of the Request for Proposal for engineering services for water system upgrades. He proposed that the village borrow the money for the engineering work. This will provide an environmental impact statement and smart plan assessment on the six upgrades we need to do. Having that information will allow the village to apply to NYS Rural Water Association and USDA Rural Development. Trustee Noel anticipated the total cost of the projects to be \$1 million to \$1.25 million; without funding there is no way we can do it. In his opinion \$13,500 is a good investment to try to complete the projects. Trustee Noel recommended that the board award the contract to Delaware Engineering. Trustee Marshall made a motion to award the contract for engineering services for water system upgrades to Delaware Engineering in the amount of \$13,500.00, authorizing the Mayor to execute the contract subject to attorney review, seconded by Trustee Noel, all ayes. Motion carried.

Trustee Noel made a motion to adopt Resolution Number 15-23, seconded by Trustee Marshall, all ayes. Roll call vote as follows: Trustee Noel, aye; Trustee Roher, aye; Trustee Marshall, aye; Trustee Brody, aye. Motion carried.

**BOND RESOLUTION
DATED: October 8, 2015**

RESOLUTION AUTHORIZING THE ISSUANCE OF \$14,000.00 SERIAL BONDS OF THE VILLAGE OF MORRISVILLE, MADISON COUNTY, NEW YORK, TO PAY THE COST OF PREPARATION OF PRELIMINARY PLANS FOR IMPROVEMENTS TO THE VILLAGE OF MORRISVILLE PUBLIC WATER DISTRIBUTION SYSTEM, IN AND FOR SAID VILLAGE.

WHEREAS, pursuant to the provisions of the State Environmental Quality Review Act and the regulations of the New York State Department of Environmental Conservation promulgated thereunder, it is hereby determined that the project hereinafter described will not result in any significant environmental effects;

NOW, THEREFORE, BE IT

RESOLVED, by the Board of Trustees of the Village of Morrisville, Madison County, New York, as follows:

Section 1. For the specific object or purpose of paying the cost of the preparation of preliminary plans for the capital improvements to the Village of Morrisville public water distribution system, in and for said Village, there are hereby authorized to be issued up to \$14,000.00 serial bonds of said Village pursuant to the Local Finance Law of the State of New York.

Section 2. The estimated maximum cost of the aforesaid specific object or purpose is \$14,000.00, and the plan for the financing thereof is by the issuance of up to \$14,000.00 serial bonds of said Village hereby authorized to be issued pursuant to the Local Finance Law.

Section 3. It is hereby determined that the period of probable usefulness of the specific object or purpose for the serial bonds herein authorized is five (5) years, pursuant to subdivision 62 of paragraph a of Section 11.00 of the Local Finance Law. It is hereby further determined that the proposed maturity of the said serial bonds shall not be in excess of five (5) years.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance and sale of the serial bonds herein authorized is hereby delegated to the Treasurer of the Village, the chief fiscal officer of the Village. The power to prescribe the terms, form and contents of said serial bonds herein authorized, including the power to designate said serial bonds as "qualified tax exempt obligation" pursuant to Section 265(b)(3) of the Internal Revenue Code of 1986, as amended, is hereby delegated to the Treasurer of the Village, the chief fiscal officer, consistent with this resolution and the provisions of the Local Finance Law.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance and sale of bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby delegated to the Village Treasurer, the chief fiscal officer. Such notes shall be of such terms, form and content, and shall be sold in such manner, as may be prescribed by said Village Treasurer, consistent with the provisions of the Local Finance Law.

Section 6. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on the said serial bonds becoming due and payable in such year. There shall annually be levied, on all of the taxable real property in said Village, a tax without limitation as to rate or amount sufficient to pay said principal and interest as they become due and payable. The faith and credit of said Village are hereby irrevocably pledged for the payment of the principal of and interest on said serial bonds as the same become due and payable.

Section 7. The validity of said serial bonds, and of any bond anticipation notes issued in anticipation thereof, may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said Village is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- 3) Such obligations are authorized in violation of the provisions of the constitution.

Section 8. This resolution shall take effect immediately, and the same shall be published in full in The Oneida Daily Dispatch, the official newspaper of said Village, together with a notice of the Village Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

Sheriff's Department: Deputy Mayor Brody advised the board of recent activity with the sheriff's department and the Morrisville patrol.

Judy Scholefield questioned why University Police isn't doing something about the issues we're having in the village relative to students. Deputy Mayor Brody responded that their authority is only within the confines of the campus; they can provide assistance in the village if requested by another agency. Tracy Scholefield said they researched this and found that University Police are sworn officers with the same police power as state police and sheriff's deputies. Mr. Giusti said they are receiving conflicting stories. He indicated that a University Police Officer told him that they can't do anything. He questioned if this is the case then why when they called 911 for a disturbance was University Police dispatched? He stated he is very concerned for the welfare of his family because the police are not responding accordingly. Mr. Giusti said he was very discouraged when it was necessary for them to call 911 regarding a disturbance at a neighboring property. University Police were dispatched and they didn't even get out of their vehicle when they responded. Mr. Giusti said this is not fair to his family. He continued that The Corral is adjacent to his property and questioned whether the noise ordinance applies to businesses as well. He stated that there is a lot of bass from this establishment. Trustee Noel responded that the noise ordinance applies to them as well. Mr. Giusti said they want to see the village grow but are very discouraged. He noted that they won't even allow their son to walk home at 10:00 pm from his job at Subway due to their concerns with the activity at the gas station and The Corral. Tracey Scholefield did commend Sheriff's Deputy Chad Chapman for his efforts. Deputy Mayor Brody said she will schedule a meeting with the Sheriff's Department and State Police to address their concerns.

Campus Community Committee: Trustee Roher discussed the annual Halloween Parade of Costumes. This year it will be held on Halloween, rather than the weekend before. The annual Christmas event will be held at Madison Hall again this year since it went so well last year. They are hoping to bring back the horse drawn carriage rides as well.

Public Comment: Judy Scholefield questioned the amount of chlorine being used for disinfecting the village drinking water. She used her pool tester and found that the chlorine level was higher in her tap water than her swimming pool. The board will request that Mr. Heh stop by Mrs. Scholefield's home and speak to her regarding this.

Trustee Report: Trustee Roher has been in contact with Professor Livengood of Morrisville State College regarding the village owned wooded lot behind the homes on Union and Eaton Streets. Professor Livengood would like to meet with the board to discuss the plans for this property. After discussion the board suggested scheduling a meeting on a Saturday afternoon in November with the students and adjoining property owners. Mrs. Will to coordinate scheduling of this meeting.

Attorney Report: Attorney Stokes reviewed the sheriff's contract for law enforcement services. He indicated it is essentially the same contract as last year. He recommends that we include language which specifically schedules patrol times in an effort to get away from provisions in the current contract that essentially allow the sheriff's department to schedule up to 20 hours per week whether we want it or not. Attorney Stokes suggested the contract include a provision where the month prior we schedule the time of the patrols, subject to approval of sheriff's department and availability of deputies. He and Deputy Mayor Brody to continue working on the contract.

Trustee Marshall asked about the permit system for rental properties similar to Hamilton. Attorney Stokes said he will get put something together and send to the board for review.

Clerk-Treasurer's Report: The board was provided financial reports detailing income and expenditures to date by fund.

Trustee Noel made a motion to return unpaid 2015-2016 village taxes in the amount of \$14,759.99 to Madison County for collection, seconded by Trustee Roher, all ayes. Motion carried.

Trustee Roher made a motion authorizing the removal of water/sewer late fees assessed in the amount of \$11.96 to NYS Police (Account 000780) and late fess in the amount of \$60.47 to OPWDD (Account 000935), seconded by Trustee Noel, all ayes. Motion carried.

Trustee Roher made a motion to adopt Resolution Number 15-24, seconded by Trustee Noel, all ayes. Motion carried.

**RESOLUTION NO. 15-24
OF THE BOARD OF TRUSTEES
OF THE VILLAGE OF MORRISVILLE**

WHEREAS, Section 2019-a of the Uniform Justice Court Act requires the Board of Trustees to annually audit the records and docket for the Village Justice, and

WHEREAS, the Board of Trustees has duly examined the records and docket of the Village Justice for the period January 2014 through December 2014.

NOW, THEREFORE, BE IT HEREBY RESOLVED, that the Board of Trustees accepts the records and docket of the Village Justice as presented and finds them in compliance with applicable laws and standards

Mrs. Will advised the board that she was in receipt of the annual maintenance agreement with Syracuse Time and Alarm for the village office and DPW building. She indicated the contract hasn't changed since the previous year and the cost remains the same. Trustee Roher made a motion to accept the contract and authorize Mayor Shepard to sign, seconded by Trustee Noel, all ayes. Motion carried.

Mrs. Will advised the board that Sue Greenhagen requested authorization to attend a historic preservation presentation in Oneida with Charles Bostic. The cost is \$100.00 per person. Trustee Noel made a motion authorizing the attendance of Sue Greenhagen and Charles Bostic at the Historic Preservation 101 workshop at a cost not to exceed \$100.00 per person, with authorization for the Village Treasurer to pay such registration fee, seconded by Trustee Marshall, all ayes. Motion carried. Trustee Noel made a motion to transfer \$100.00 from A7510.49 to A7510.4, seconded by Trustee Marshall, all ayes. Motion carried.

Mrs. Will indicated that the 2014-2015 Annual Financial Report was filed with the Comptroller's Office in September. A copy of the completed report was provided to each member of the board for review.

Mrs. Will noted that she received an application for a liquor license renewal from Gerry Oliveri for the NY Pizzeria. The board had no concerns regarding this renewal.

Mrs. Will advised the board that the payroll changes authorized at the July 2015 meeting will be implemented next payroll. These changes included modifying the pay period and discontinuing use of the time clock. Mrs. Will said that the change in the pay period will result in the first payroll being short by three days. She requested authorization to include the hours worked on 11/2/15 and half of the hours worked on 11/3/15 in that payroll. Trustee Noel made a motion authorizing all hours worked on 11/2/15 and half of the hours worked on 11/3/15 to be included in the payroll ending 11/1/15, seconded by Trustee Marshall, all ayes. Motion carried.

Mrs. Will contacted NYSEG regarding LED streetlights as requested at the September meeting. Currently the only option is to have NYSEG remove the existing streetlights and the village purchase and maintain replacement LED lights, on the NYSEG pole. Mrs. Will continued that there are discussions taking place now with the Public Service Commission for a new rate settlement, which includes a provision where NYSEG will offer LED lights. That rate settlement will be finalized in April 2016. She will contact NYSEG then to determine whether this was finalized.

Mrs. Will noted that other municipalities have a Facebook page as a method to connect with residents and provide information to the public. She questioned whether this would be something the board would be interested in doing. This will be discussed at the November meeting.

The board was provided with a copy of the draft procurement policy for review. Attorney Stokes previously reviewed this and noted his recommendation that we amend number seven to require two oral quotes for purchase contracts or public work contracts in the amount of \$0.00-\$1,500. Mrs. Will to make this revision and the board will discuss at the November meeting.

Each member of the board reviewed all vouchers presented. Trustee Roher made a motion to pay audited vouchers as indicated below, seconded by Trustee Noel, all ayes. Motion carried.

General – Vouchers 74-97

Water Fund – Vouchers 15-21

Waste Water Operation & Maintenance Fund – Vouchers 26-32

With no further business before the board, Trustee Noel made a motion to adjourn the meeting at 9:03 p.m., seconded by Trustee Roher, all ayes. Meeting adjourned.

Respectfully submitted,

Amy Will
Village Clerk-Treasurer